IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 18TH JULY 2007 / 27TH ASHADHA 1929

WP(C).No. 20533 of 2007(T)

PETITIONER:

JAYAKUMAR, S/O DAMODHARAN,
AGED 40 YEARS, SREE BHAVAN, KUTTIKADU,
KAIMANOM, PAPPANAMCODE P.O.,
THIRUVANANTHAPURAM.

BY ADV. SRI.D.SAJEEV

RESPONDENTS:

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1. THE CITY POLICE COMMISSIONER,
THIRUVANANTHAPURAM.

2. THE ICICI BANK,
VAZHUTHACAUD BRANCH,
REP. BY ITS BRANCH MANAGER.

3. THE REGIONAL TRANSPORT OFFICER,
THIRUVANANTHAPURAM.

BY PUBLIC PROSECUTOR ADV.SRI.M.S.BREEZ
ADV. SRI.KKM.SHERIF
SRI.LAL K.JOSEPH
SRI.A.A.ZIYAD RAHMAN
SMT.SHEENA SAMUEL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 18/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

EXT.P1: A TRUE COPY OF THE RELEVANT PAGES OF THE R.C.BOOK.

EXT.P2: A TRUE COPY OF THE REPAYMENT SCHEDULE ISSUED BY THE 2ND RESPONDENT.

EXT.P3: TRUE COPY OF THE RECEIPT EVIDENCING THE PAYMENTS MADE IN THE MONTH OF APRIL 2007.

EXT.P3(a): TRUE COPY OF THE RECEIPT EVIDENCING THE PAYMENTS MADE IN THE MONTH OF APRIL 2007.

EXT.P4: TRUE COPY OF THE COMPLAINT DATED 19.6.07 BEFORE THE 1ST RESPONDENT.

EXT.P5: TRUE COPY OF THE LETTER DATED 8.6.07 RECEIVED BY THE PETITIONER ON 15.6.07.

EXT.P6: TRUE COPY OF THE LETTER SUBMITTED BY THE PETTIOENR BEFORE THE 2ND RESPONDENT.

/TRUE COPY/

P.A.TO JUDGE

R.BASANT, J.

W.P.C.No.20533 of 2007

Dated this the 18th day of July 2007

J U D G M E N T

The grievance of the petitioner is that no crime has been registered or investigation conducted by the police on the complaint by him (a copy of which is produced as Ext.P4).

2. The learned Public Prosecutor, after taking instructions, submits that a crime has now been registered as Crime No.263/2007 of Karamana police station on 17/7/2007. The needful shall be done and a proper investigation shall be conducted, submits the learned Public Prosecutor.

3. I accept the submissions of the learned Public Prosecutor. In the light of the submissions of the learned Public Prosecutor which I take note of and record hereby, I find no merit in the grievance raised by the petitioner. Though belated, crime has now been registered.

4. In the result, this petition is dismissed accepting the submissions of the learned Public Prosecutor about the registration of the crime. I make it clear that the dismissal of this application will not in any way fetter the rights of the petitioner to later seek appropriate relief from this court, if proper investigation is not conducted.

(R.BASANT, JUDGE)

jsr

// True Copy// PA to Judge

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007